

DEPARTMENT TWENTY-TWO
JUDGE ALESIA JONES
707-207-7322

TENTATIVE RULINGS AND PROBATE PREGRANTS FOR
MATTERS SCHEDULED FOR
TUESDAY, DECEMBER 13, 2016

ANNOUNCEMENTS

- **Probate Staff E-Mail Now Available**

Parties and attorneys with questions concerning probate notes and general probate procedures may now e-mail the court's probate staff at probate@solano.courts.ca.gov. Do not e-mail attachments. For security reasons, they will not be opened.

- **Probate Notes – Department 22**

Probate notes are available for Department 22 probate cases, except for conservatorships, at the following webpage:

<http://www.solano.courts.ca.gov/TentativeRulings/ProbateNotesandPregrants.html>

Probate notes will be available approximately one week prior to an individual case's hearing date, and will be updated as staff time permits.

Unless otherwise directed by the court, probate pregrants are not posted for guardianship matters or for ex parte petitions.

**PREGRANTS AND TENTATIVE RULINGS START ON
NEXT PAGE**

9:00 CALENDAR

**IN THE MATTER OF THE JERRY K. ABASOLO SPECIAL NEEDS TRUST
FPR041274**

Account and Report

PREGRANT ORDER

The court on its own motion continues the hearing to Tuesday, January 10, 2017 at 9:00 a.m. in Department 22.

**IN THE MATTER OF THE RAYMOND & VIRGINIA GRAVES TRUST
FPR044134**

Seventh Account and Petition to Settle Seventh Account

PREGRANT ORDER

The petition is granted as prayed.

**IN RE THE ESTATE OF EMMETT G. WILLIAMS, DECEASED
FPR046782**

Petition

PREGRANT ORDER

Counsel to appear and shall be prepared to provide proof that notice of the sale was published in a newspaper of general circulation as required by Probate Code section 10300(a).

IN RE THE ESTATE OF LISA MARIE de CARBONEL, DECEASED
FPR047399

First and Final Waiver of Account and Report of Administrator; Petition for Order: (1) Approving Report of Administrator; (2) Allowing Statutory Fees to Attorneys; and (3) for Final Distribution

PREGRANT ORDER

The petition is granted as prayed, including statutory attorney compensation at \$8,776.76. The court accepts Attorney Beuselinck's waiver of statutory compensation above this amount.

IN THE MATTER OF THE DONALD PIPPO REVOCABLE TRUST
FPR047867

Petition for Order to Confirm Trust Assets

Objection and Opposition of Donna Shapiro to Petition for Order to Confirm Trust Assets

PREGRANT ORDER

Counsel to appear for status conference.

IN THE MATTER OF THE WAYNE M. HULLETT TRUST
FPR047912

Petition for Order Accepting Resignation of Trustee and for Appointment of Trustee

PREGRANT ORDER

The petition is granted as prayed.

IN RE THE ESTATE OF DAVID B. LIEFER, DECEASED
FPR047947

Spousal Property Petition

PREGRANT ORDER

The court on its own motion continues the hearing to January 10, 2017 at 9:00 a.m. in Department 22.

Pending the continued hearing, the petitioner shall file a supplement to the petition addressing the following:

1. It is unclear how Arlys Herbaugh was involved in the purchase of the Whispering Bay Lane property and why she—not the decedent—approached the petitioner concerning the petitioner quitclaiming her interest in the property to the decedent.
2. On what specific legal grounds does the petitioner assert that the quitclaim deed to Whispering Bay Lane was the product of fraud, undue influence, or duress? The petitioner should provide statutory and/or case law citations.
3. The petitioner seeks an order confirming a one-quarter interest in 815 Main Street to herself. However, the deeds to 815 Main Street are inconsistent. While V.W. Meredith conveyed the property to David Liefer, Michael Woode, Steven Bauer, and Arlys Herbaugh as joint tenants, Virginia Meredith conveyed her interest in that same property to those same persons as tenants in common. David Liefer's joint tenancy interest ceased to exist upon his death. On what grounds may the court confirm 25% of 815 Main Street to the petitioner on these facts?
4. What legal authority supports the petitioner's contention that the petitioner's notarized signature is required for a valid conveyance?
5. The petitioner shall (1) identify the persons on title to the Westamerica Bank account ending in 78668-9, and (2) indicate whether there are any pay-on-death or other beneficiary designations for this account.

In light of the ownership of the overall building, what proof does the petitioner have that the tools in the garage, shop, and storage closet at 815 Main Street are the decedent's personal assets subject to the petition?

IN RE THE ESTATE OF JESSIE BROWN, DECEASED
FPR047948

Petition for Letters of Administration and for Authorization to Administer Under the Independent Administration of Estates Act, filed by Marvell Lester

Objection to Appointment of Marvel Lester as Administrator of the Estate

Petition for Letters of Administration and for Authorization to Administer Under the Independent Administration of Estates Act, filed by Justin Brown

PREGRANT ORDER

The court on its own motion continues the hearing to Monday, February 6, 2017 at 9:00 a.m. in Department 22.

Prior to the continued hearing, Justin Brown shall file a proof of service showing that all those persons entitled to notice of his competing petition timely received it.

If either Marvell Lester or Justin Brown seek to dispense with notice to Zenouha Brown, that person shall file a declaration fully compliant with California Rules of Court, rule 7.52. Otherwise, that person shall provide proof that timely notice was given to Zenouha Brown.

IN RE THE ESTATE OF LOUISE AN JOHNSON, DECEASED
FPR047956

Petition for Probate of Will and for Letters of Administration with Will Annexed and for Authorization to Administer Under the Independent Administration of Estates Act

PREGRANT ORDER

On November 15, 2016, the court ordered that the petitioner address specific deficiencies. None of the deficiencies have been resolved.

The petition is therefore denied without prejudice.

IN RE THE ESTATE OF KATHLEEN ANN MURPHY, DECEASED
FPR048004

Petition for Letters of Administration and for Authorization to Administer Under the Independent Administration of Estates Act

PREGRANT ORDER

The petition is granted as prayed. The court finds all notices have been given as required by law.

The court appoints Christine Zavaglia and Donna Deickmann as co-administrators with full authority under the Independent Administration of Estates Act.

Bond is waived.

The court appoints Raymond Simonds as probate referee. The personal representative is reminded of the requirement to file the Inventory & Appraisal within four months as required by Probate Code section 8800.

